

ORIGINAL

UNITED STATES DISTRICT COURT
 SOUTHERN DISTRICT OF NEW YORK
 - - - - - X
 DIAGEO NORTH AMERICA, INC.,

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 2/9/21

Plaintiff/Counterclaim-Defendant

17 Civ. 4259 (LLS)

- against -

IN LIMINE ORDER

W.J. DEUTSCH & SONS LTD. d/b/a
 DEUTSCH FAMILY WINE & SPIRITS, and
 BARDSTOWN BARREL SELECTIONS LLC,

Defendants/Counterclaim-Plaintiffs.

- - - - - X

Both sides' motions to exclude the other's experts are
 denied.

The applications address objections to the experts' reports
 and proposed testimony which may be sustained at trial, but
 which are not so beyond dispute, and sweeping, as to justify
 exclusion of the expert in advance of trial. They are better
 dealt with by trial objection, cross-examination and counter-
 evidence.

Many of the objections can be eliminated by more critical
 editing of the Reports, and careful preparation of the witness.

The examining counsel should give notice when approaching
 challenged matter, so that jury prejudice may be avoided by
 informed rulings and, where appropriate, the conduct of voir
dire examination with the jury excused.

So ordered.

Dated: New York, New York
 February 9, 2021

Louis L. Stanton
 LOUIS L. STANTON
 U.S.D.J.